

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:)	For: Selective And/or Scalable Complexity Control for
Khaled EL-Maleh et al.)	Video Codecs
)	
Serial No.: 10/713,240)	Group Art Unit: 2621
)	
Filed: November 13, 2003)	Confirmation No. 1165

ELECTION

Commissioner of Patents
Alexandria, VA 22313
Attention: Dave Czekaj, Examiner

Dear Sir:

This is in response to the Office Action dated January 4, 2008.

The Office Action advanced a requirement for election alleging three patentably distinct species which are contained in Species I: Figure 3, Species II: Figure 4 and Species III: Figure 5. The Office Action indicated that claim 1 is generic.

Initially, Applicants disagree that Figures 3 – 5 represent three species. In this regard, Figure 5 is merely an enlargement of elements 450 – 490 of Figure 4 and are presented to facilitate a more detailed description of these elements. As such, no claim in the application is directed solely to the elements shown in Figure 5.

Species I (Figure 3) : claims 1 -14 and 16 to 28

Species II (Figure 4) : claim 15

Figure 4 includes all the elements of Figure 3, but for elements 450 and 460. As such, all of Species I is generic to both Species I and II.

The Species I claims (1-14 and 16 to 28) are elected for prosecution with traverse. Since Species II consists of only one claim and is dependent upon a Species I claim, Applicants respectfully submit that it would not be a burden to examine both species together.

In light of the foregoing, the Examiner's reconsideration of this application with a view toward allowance is respectfully requested. The Examiner is invited to call the undersigned agent if a telephone call could help solve any remaining items.

Respectfully submitted,

Dated: February 4, 2008
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